

**THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF GALVESTON HELD MAY 14, 2009- 4:00 PM**

1. DECLARATION OF A QUORUM AND CALL MEETING TO ORDER.
2. MOMENT OF SILENCE
3. PLEDGE OF ALLEGIANCE
4. ROLL CALL: Present: Mayor Thomas, CM Mahoney, CM Beeton, MPT Weber, CM Colbert, CM Fennewald, CM Woods  
Staff: City Manager LeBlanc, City Attorney Green, City Secretary Lawrence, Finance Director Miller, Director of Planning and Community Services O'Donohoe, Asst. City Manager Wade, Asst. City Manager Rinderer
5. DECLARATIONS OF CONFLICT  
None
6. APPROVAL OF MINUTES  
The Minutes of the Meeting held April 23, 2009 were unanimously approved upon motion by CM Fennewald and second by CM Colbert.
7. PRESENTATIONS
  - A. Proclamations: Galveston Local 571 Firefighters Days - May 23-24, 2009
  - B. Maritime Task Force Report: Jason Levy, Dr. Bill McMullen, Rhonda Gregg
8. COMMUNICATIONS AND PETITIONS
  - A. Texas Gas Service: Weather Normalization Clause for January and February 2009  
Purchased Gas Adjustment Clause for March 2009
9. ORDINANCES ASSOCIATED WITH PUBLIC HEARINGS
  - A. Consider for approval an Ordinance of the City of Galveston, Texas, granting a Specific Use Permit to operate an "Office, Professional or General Business" in the first habitable floor of a building in a retail, Seawall Development Zone, Zone 2, Height and Density Development Zone, Zone 2 Overlay (R-SDZ-2-HDDZ-2) Zoning District on property legally described as "Tract 2, Block 1 of Emerald By The Sea (2006), out of the M Menard Survey" and commonly known as "500 Seawall Boulevard, Suite 330, Galveston, Texas;" Planning Case Number 09P-33.  
ORDINANCE NO. 09-025 was read by caption: GRANTING A SPECIFIC USE PERMIT TO OPERATE AN "OFFICE, PROFESSIONAL OR GENERAL BUSINESS" IN THE FIRST HABITABLE FLOOR OF A BUILDING IN A RETAIL, SEAWALL DEVELOPMENT ZONE, ZONE 2, HEIGHT AND DENSITY DEVELOPMENT ZONE, ZONE 2 OVERLAY (R-SDZ-2-HDDZ-2) ZONING DISTRICT ON PROPERTY LEGALLY DESCRIBED AS "TRACT 2, BLOCK 1 OF EMERALD BY THE SEA (2006) OUT OF THE M MENARD SURVEY" AND COMMONLY KNOWN AS "500 SEAWALL BOULEVARD, SUITE 330, GALVESTON, TEXAS;" PLANNING CASE NUMBER 09P-33; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

Ms. O'Donohoe gave an explanation of the proposed ordinance.

Mayor Thomas opened the PUBLIC HEARING. There being no one to speak, the Public Hearing was closed.

**Motion to approve by CM Beeton. Second by CM Colbert. Unanimously approved.**

B. Consider for approval an Ordinance of the City of Galveston, Texas, granting a Specific Use Permit in a Retail, Seawall Development Zone, Zone 3, Height and Density Development Zone, Zone 4 (R-SDZ-3-HDDZ-4) Zoning District, in conjunction with an "Amusement, Commercial (outdoor)" Land Use regarding the operation of a bicycle/surrey rental business; property is located at 5222 Seawall Boulevard, and is described as "M Menard Survey San Luis Complex (Tract 100) 11.410 acres in the City and County of Galveston, Texas"; Planning Case Number 09P-34

ORDINANCE NO. 09-026 was read by caption: GRANTING A SPECIFIC USE PERMIT IN A RETAIL, SEAWALL DEVELOPMENT ZONE, ZONE 3, HEIGHT AND DENSITY DEVELOPMENT ZONE, ZONE 4 (R-SDZ-3-HDDZ-4) ZONING DISTRICT, IN CONJUNCTION WITH AN "AMUSEMENT, COMMERCIAL (OUTDOOR)" LAND USE REGARDING THE OPERATION OF A BICYCLE/SURREY RENTAL BUSINESS; PROPERTY IS LOCATED AT 5222 SEAWALL BOULEVARD, AND IS LEGALLY DESCRIBED AS "M MENARD SURVEY SAN LUIS COMPLEX (TRACT 100) 11.410 ACRES IN THE CITY AND COUNTY OF GALVESTON, TEXAS" PLANNING CASE NUMBER 09P-34; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

Ms. O'Donohoe gave an explanation of the proposed ordinance.

Mayor Thomas opened the PUBLIC HEARING.

Daniel Monoz, applicant, asked Council to approve his request.

There being no one else to speak, the Public Hearing was closed.

**Motion to approve by CM Beeton. Second by MPT Weber. Unanimously approved.**

#### 10. PUBLIC COMMENT

Faith E. Cox, age 9, presented Council with copies of a Hurricane Preparedness brochure that she has designed.

Dennis Farrell, requested changes to Item 11E.

Robert Reeves, 2212 56<sup>th</sup> St., asked Council to consider moving him from the Alternate 1 position to a full board position on the Building and Standards Committee.

Linda Strevell, 1213 25<sup>th</sup> St., representing GAIN, asked Council to consider more funding for code enforcement in the next budget.

Barbara Crews, 525 22<sup>nd</sup> St., Gulf Coast Interfaith, Galveston County Restore and Rebuild, and Galveston North Side Task Force; said these organizations are in agreement with the plan being presented by staff. She asked Council to consider the following suggestions: The City should clarify a distinction between hard costs and soft costs, the number of neighborhood service centers could be reduced, the TDHCA should be questioned about the Master Plan for Infill Standards, Sustainable Neighborhood Code Compliance Strategy and the acquisition and rehab of new construction.

Joe Compian, Gulf Coast Interfaith, Holy Rosary Church, spoke regarding the Community Block Grant proposed distribution of housing funds.

Ruama Kemp, Live Oak Baptist, spoke regarding use of funds by the Galveston Housing Authority.

Jim LeDuc, UTMB, Deputy Director of National Laboratory, spoke in support of SB 2556.

Laura Murrell, 4125 Fiddler Crab, member of the Housing Recovery Committee, said she was hopeful that the projects the committee worked on are progressing.  
Mayor Thomas out of the room.

Terry Conrad, 2218 Postoffice, asked Council to consider his appointment to the Planning Commission.

Mayor Thomas returned to the meeting.

Lillian McGrew, 5316 Ave. M, Item 16A2, urged Council to get citizens back to Galveston as soon as possible.

Gary Hoffman, 1818 35<sup>th</sup> St., Housing Market Study and replacement of housing stock is pressing need.

Alan Kamen, 1506 21<sup>st</sup> St., Item 11J, spoke in support of a Neighborhood Conservation District for the San Jacinto Neighborhood.

Jul Kamen, 1506 21<sup>st</sup> St. Item 11J, spoke in support of a Neighborhood Conservation District in the San Jacinto Neighborhood.

Brian Davis, Director of Preservation Services for Galveston Historical Foundation, spoke in support of Item 11J.

Charles Smith, 3014 Kleinmann, spoke on several issues.

Linda Denson, 7149 Spanish Grant, asked that rental property rehabilitation funding be increased.

Will Wright, 1710 Market, urged everyone to attend the Beach Beauties Review.

Brenda Lee, 2202 Ave. P, spoke in support of the Neighborhood Conservation District for the San Jacinto Neighborhood.

John Giovannini, 209 Gerol Drive, spoke regarding problems obtaining a fence permit for a construction fence.

Sharon Corbin, stated there needed to be more security at the Skate Park at Menard Park.

## 11. ORDINANCES, RESOLUTIONS AND PROCLAMATIONS

- A. Consider for approval an Ordinance of the City of Galveston, Texas, authorizing the issuance of additional City of Galveston, Texas, Tax and Revenue Emergency Anticipation Notes; prescribing the terms and form thereof; providing for the payment of principal and interest thereon; approving and authorizing the execution of an Amended Purchase Agreement and other Agreements related to the issuance and delivery of such notes; and making other findings and provisions relating to such notes and matters incident thereto.

ORDINANCE NO. 09-027 was read by caption: AUTHORIZING THE ISSUANCE OF ADDITIONAL CITY OF GALVESTON, TEXAS, TAX AND REVENUE EMERGENCY ANTICIPATION NOTES; PRESCRIBING THE TERMS AND FORM THEREOF; PROVIDING FOR THE PAYMENT OF PRINCIPAL AND INTEREST THEREON; APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDED PURCHASE AGREEMENT AND OTHER AGREEMENTS RELATED TO THE ISSUANCE AND

DELIVERY OF SUCH NOTES; AND MAKING OTHER FINDINGS AND PROVISIONS RELATING TO SUCH NOTES AND MATTERS INCIDENT THERETO.

Finance Director Jeff Miller and Peggy Chrisman of Vincent & Elkins explained the request.

**CM Fennewald moved approval. Second by MPT Weber. Unanimously approved.**

- B. Consider for approval an Ordinance of the City Council of the City of Galveston, amending Ordinance No. 08-062 to extend the June 1, 2009 deadline authorizing the conditional placement and use of privately owned trailers and recreational vehicles at damaged residential or commercial locations during construction, subject to temporary rules and regulations; making various findings and provisions related to the subject.

ORDINANCE NO. 09-028 was read by caption: AMENDING ORDINANCE NO. 08-062 TO EXTEND THE JUNE 1, 2009 DEADLINE AUTHORIZING THE CONDITIONAL PLACEMENT AND USE OF PRIVATELY OWNED TRAILERS AND RECREATIONAL VEHICLES AT DAMAGED RESIDENTIAL OR COMMERCIAL LOCATIONS DURING CONSTRUCTION, SUBJECT TO TEMPORARY RULES AND REGULATIONS; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

**CM Mahoney moved approval with the extension of the deadline to December 1, 2009. Second by CM Colbert. Unanimously approved.**

- C. Consider for approval an Ordinance of the City Council of the City of Galveston, Texas amending Ordinance No. 08-067 to extend the June 1, 2009 deadline authorizing the conditional placement of temporary storage units located at damaged residential and commercial properties, during construction, subject to temporary rules and regulations, making various findings and provisions related to the subject.

ORDINANCE NO. 09-029 was read by caption: AMENDING ORDINANCE NO. 08-067, TO EXTEND THE JUNE 1, 2009 DEADLINE AUTHORIZING THE CONDITIONAL PLACEMENT OF TEMPORARY STORAGE UNITS LOCATED AT DAMAGED RESIDENTIAL AND COMMERCIAL PROPERTIES, DURING CONSTRUCTION, SUBJECT TO TEMPORARY RULES AND REGULATIONS; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

**CM Fennewald moved approval with the extension of the deadline to December 1, 2009. Second by CM Woods. Unanimously approved.**

- D. Consider for approval an Ordinance of the City of Galveston, Texas, amending the General Operating Fund Budget, Sewer System Fund Budget and the Sanitation Fund Budget for Fiscal Year ending September 30, 2009 by transferring \$285,485 from various suspended General Funds Accounts, \$71,666 from various suspended Sewer System Fund Accounts, \$85,890 from various suspended Sanitation Fund Accounts to adjust and properly record unforeseen expenses within various departments and their associated accounts; making various findings and provisions related to the subject.

ORDINANCE NO. 09-030 was read by caption: AMENDING THE GENERAL OPERATING FUND BUDGET, SEWER SYSTEM FUND BUDGET AND THE SANITATION FUND BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2009, BY TRANSFERRING \$285,485 FROM VARIOUS SUSPENDED GENERAL FUND ACCOUNTS, \$71,666 FROM VARIOUS SUSPENDED SEWER SYSTEM FUND

ACCOUNTS, \$85,890 FROM VARIOUS SUSPENDED SANITATION FUND ACCOUNTS AND TO ADJUST AND PROPERLY RECORD UNFORESEEN EXPENSES WITHIN VARIOUS DEPARTMENTS AND THEIR ASSOCIATED ACCOUNTS; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

City Manager LeBlanc explained the proposed ordinance.

**Motion to approve by CM Fennewald. Second by CM Woods. Unanimously approved.**

- E. Consider for approval an Ordinance of the City of Galveston, Texas amending Chapter 15, "Garbage and Trash" of "The Code of the City of Galveston 1982, as amended" by amending Section 15-3 "Containers Generally" and by amending Section 15-76, "Private Residential Recycling Hauler" to facilitate recycling within the City of Galveston; making various findings and provisions related to the subject.

ORDINANCE NO. 09-031 was read by caption: AMENDING CHAPTER 15, "GARBAGE AND TRASH" OF "THE CODE OF THE CITY OF GALVESTON 1982, AS AMENDED" BY AMENDING SECTION 15-3 "CONTAINERS GENERALLY" AND BY AMENDING SECTION 15-76, "PRIVATE RESIDENTIAL RECYCLING HAULER" TO FACILITATE RECYCLING WITHIN THE CITY OF GALVESTON; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

Asst. City Manager Wade reviewed the proposed changes.

**Motion to approve by MPT Weber. Second by CM Fennewald. Unanimously approved.**

- F. Consider for approval a Resolution of the City Council of the City of Galveston, Texas authorizing the City Manager to execute an agreement with the Galveston Wharves Board for mutual aid law enforcement.

RESOLUTION NO. 09-016 was read by caption: AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE GALVESTON WHARVES BOARD FOR MUTUAL AID LAW ENFORCEMENT; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

**Motion to approve by CM Fennewald. Second by CM Colbert. Unanimously approved.**

- G. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving the annual aerial spraying for mosquito control.

RESOLUTION NO. 09-017 was read by caption: APPROVING THE ANNUAL AERIAL SPRAYING FOR MOSQUITO CONTROL; DIRECTING THE CITY SECRETARY TO FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO THE GALVESTON COUNTY MOSQUITO CONTROL DISTRICT; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

**CM Fennewald moved approval. Second by CM Woods. Unanimously approved.**

- H. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving the sale of a certain tax foreclosed property located at 2821 Church and referred to as property item # 528 on the tax foreclosed property list to Barbara Zakrzewska. Property is legally described as the east 21.42 feet of Lot Two in Block

Three Hundred Eighty-Eight (388), In the City and County of Galveston, Texas, described more particularly in the instrument recorded at Book 1399, Page 565 in the Official Deed Records of Galveston County, Texas authorizing Mayor Lyda Ann Thomas to Execute a Deed to the Purchaser.

RESOLUTION NO. 09-018 was read by caption: APPROVING THE SALE OF A CERTAIN TAX FORECLOSED PROPERTY LOCATED AT 2821 CHURCH AND REFERRED TO AS PROPERTY ITEM #528 ON THE TAX FORECLOSED PROPERTY LIST TO BARBARA ZAKRZEWSKA. PROPERTY IS LEGALLY DESCRIBED AS THE EAST 21.42 FEET OF LOT TWO IN BLOCK THREE HUNDRED EIGHTY-EIGHT (388), IN THE CITY AND COUNTY OF GALVESTON, TEXAS, DESCRIBED MORE PARTICULARLY IN THE INSTRUMENT RECORDED AT BOOK 1399, PAGE 565 IN THE OFFICIAL DEED RECORDS OF GALVESTON COUNTY, TEXAS. AUTHORIZING MAYOR LYDA ANN THOMAS TO EXECUTE A DEED TOT HE PURCHASER; DECLARING FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

**Motion to approve by CM Beeton. Second by MPT Weber. Unanimously approved.**

- I. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, approving an Interlocal Agreement with the Galveston County Tax Assessor Collector for administration and collection of current and delinquent taxes on all real and personal property located within the City of Galveston's Jurisdictional Boundaries.

RESOLUTION NO. 09-019 was read by caption: APPROVING AN INTERLOCAL AGREEMENT WITH THE GALVESTON COUNTY TAX ASSESSOR COLLECTOR FOR ADMINISTRATION AND COLLECTION OF CURRENT AND DELINQUENT TAXES ON ALL REAL AND PERSONAL PROPERTY LOCATED WITHIN THE CITY OF GALVESTON'S JURISDICTIONAL BOUNDARIES; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

**Motion to approve by CM Fennewald. Second by CM Woods. Unanimously approved.**

- J. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, authorizing the City to institute the process of designating the San Jacinto Neighborhood as a Neighborhood Conservation District.

RESOLUTION NO. 09-020 was read by caption: AUTHORIZING THE CITY TO INSTITUTE THE PROCESS OF DESIGNATING THE SAN JACINTO NEIGHBORHOOD AS A NEIGHBORHOOD CONSERVATION DISTRICT; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

**Motion to approve by CM Fennewald. Second by CM Beeton. In Favor: CM Mahoney, CM Beeton, MPT Weber, Mayor Thoomas, CM Colbert, CM Fennewald. Opposed: CM Woods. Motion carried.**

- K. Consider for approval a Resolution of the City Council of the City of Galveston, Texas, opposing a Senate bill proposed by Senator Joan Huffman, SB. 2556, relating to the confidentiality of information pertaining to certain biological agents and toxins and would except information from disclosure under the Public Information Act.

RESOLUTION NO. 09-021 was read by caption: OPPOSING A SENATE BILL PROPOSED BY SENATOR JOAN HUFFMAN, S.B. 2556, RELATING TO THE

CONFIDENTIALITY OF INFORMATION PERTAINING TO CERTAIN BIOLOGICAL AGENTS AND TOXINS AND WOULD EXCEPT INFORMATION FROM DISCLOSURE UNDER THE PUBLIC INFORMATION ACT; DIRECTING THE CITY SECRETARY TO SEND A CERTIFIED COPY OF THIS RESOLUTION TO GOVERNOR RICK PERRY, STATE SENATORS JOAN HUFFMAN AND MIKE JACKSON, AND STATE REPRESENTATIVES CRAIG EILAND AND LARRY TAYLOR; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE.

Dr. Callendar, President of UTMB, spoke regarding the security of personnel and the premises.

After discussion, CM Beeton suggested the following: Amend Section 2: That the governing body of the City of Galveston, Texas opposes SB 2556, as well as any substitute legislation broadly prohibiting disclosure pertaining to select agents. Add a new Section 3: Should the University of Texas Medical Branch in the future identify specific issues concerning security of personnel or security of premises not adequately addressed by current Public Information Act, the City Council encourages the State Legislature to work with UTMB to craft legislation addressing these issues.

**MPT Weber moved to approve the resolution as amended by CM Beeton. Second by CM Mahoney. In Favor: CM Mahoney, CM Beeton, MPT Weber, Mayor Thomas, CM Colbert, CM Woods. Abstaining: CM Fennewald.**

**Break: 6:50 p.m. to 7:15 p.m.**

## 12. ACTION ITEMS

The following items shall be considered for action as a whole, unless one or more Council Members objects:

- A. Consider for action approving award of air conditioning repair and replacement for city facilities to low bidder Standard Reliable Energy for a three-year contract in an amount not to exceed \$75,000.00 yearly. Funding source is Building Repair Funds Account.

**Motion to approve by MPT Weber. Second by CM Woods. Unanimously approved.**

- B. Consider for action authorizing the City Manager to execute a first amendment of the lease, which commenced on June 1, 2001, between Petroleum Helicopters, Inc. and the City of Galveston amending Article 2 Leased Premises by adding 21,787 square feet of improved land and Article 3 Rental by adding \$326.80 per month, upon final approval by the City Attorney.
- C. Consider for action authorizing the City Manager to execute a ten-year lease with two five-year options with Galveston Island Jet Center for 2,500 square feet of ramp space for a fuel farm system to operate as a fixed base operator in accordance with the airport minimum operating standards, at the rate of \$37.50 per month with an escalation clause of the greater of CPI-U or 2.5% annually, upon final approval of the City Attorney.

- D. Consider for action approving repairs by The E-Bus Company to the three E-Buses, which are hybrid ultra-low emission vehicles that were damaged during Hurricane Ike, for a total price of \$485,340.00. Funding source will be TML Insurance Proceeds.
- E. Consider for action approving purchase of one ¾ yard dump truck through HGAC from Philpott Motors for \$33,371.94. Funding source is Texas Municipal League Insurance Settlement Account and will be covered by TML insurance proceeds.
- F. Consider for action approving the purchase of four pieces of parks equipment from Brookside Equipment through Buy Board (TASB) for a total of \$45,166.52. Funding source is Texas Municipal League Insurance Settlement Account and will be covered by TML insurance proceeds.  
**Motion to approve by CM Mahoney. Second by CM Fennewald. In Favor: CM Mahoney, CM Beeton, Mayor Thomas, CM Fennewald. Opposed. MPT Weber, CM Colbert, CM Woods. Motion carried.**
- G. Consider for action approving the purchase of two Ferris Zero Turn Mowers through Buy Board from Aztec rental for \$29,400.00. Funding source is Texas Municipal League Insurance Settlement Account.
- H. Consider for action approving the purchase of three pieces of mowing equipment from Brookside Equipment through Buy Board (TASB) for a total of \$26,997.42. Funding source is Texas Municipal League Insurance Settlement Account.
- I. Consider for action approving awarding three-year bid to DLJ Studios for audio/video services for Council Meetings in the amount of approximately \$80,000.00 annually. Funding source is various General Fund Accounts.
- J. Consider for action approving confirmation of Dan Buckley as a Civil Service Commissioner for a term of three-years beginning June 1, 2009.

**Motion to defer to June 11, 2009 meeting by CM Fennewald. Second by CM Woods. Unanimously approved.**

- K. Consider for action approving the purchase from Bace Baler of Charlotte, NC, one model V63 vertical bailer 6" CYL 16HP and one model V63 vertical bailer 7" CYL 20 HP heavy duty for plastic. The cost of these two bailers shall not exceed \$20,200.00. Funding source is FEMA Reimbursement 75% and Drainage Operating Budget 25%.
- L. Consider for action approving proposal from LEAP Engineering, LLC. of Galveston, Texas in an amount not to exceed \$35,000.01 to provide Kemp Ridley Turtle Monitoring at proposed beach access bollard installations or roadway construction improvements on Galveston City Beaches. Funding source is 75% FEMA \$26,250.01

and 25% to come from the Street Division Beach Access Implementation Account \$8750.00.

- M. Consider for action approving staff's recommendation for CDBG Disaster Recovery Housing Program in the amount of \$160,432,233.00.

**Motion to defer action on this item to May 28, 2009 Meeting by MPT Weber. Second by CM Woods. Unanimously approved.**

There will be a Special Meeting on May 21, 2009 to hear public comment.

- N. Consider for action approving Amended 2009 Community Development Block Grant and Home Investment Partnership Programs in the amount of \$85,635.00 to accommodate an increased HUD allocation for the 2009 consolidated program year.

**Motion to approve by CM Mahoney. Second by CM Fennewald. Unanimously approved.**

- O. Consider for action authorizing the City Manager to continue with Hurricane Ike storm debris pickup activities now that FEMA has reduced its reimbursable share of the work from 100% to 75% and authorize an amount not to exceed \$4,300,000.00 for payment to various vendors from April 26, 2009, which is the date FEMA switched 100% reimbursement to 75% reimbursement, to September 30, 2009, which is the end of Fiscal Year 2009, using funds from the General Fund Reserve. Additional funding will be required to address salt water damaged trees, housing demolitions or other similar debris activities that are beyond the scope of typical right of way debris removal.

**MPT Weber moved to authorize up to \$1,000,000 to continue with Hurricane Ike storm debris pickup. Second by CM Colbert. Unanimously approved.**

- P. Consider for action authorizing the City Manager to enter into the grant agreement with the Texas General Land Office (GLO) in the amount of \$11,500.00 in order to repair the large portion of beach access signage that was damaged by Hurricane Ike.
- Q. Consider for action approving purchase of a reconditioned trailer mounted generator from RC Enterprises in the amount of \$22,000.00. Funding source is Hurricane Ike insurance proceeds.
- R. Consider for action assigning the Galveston Long-Term Community Recovery Plan ""Galveston Center for Technology and Workforce Development" Project to the Galveston Economic Development Partnership.
- S. Consider for action assigning the Galveston Long-Term Community Recovery "Galveston Business Incubator" Project to the Galveston Chamber of Commerce.
- T. Consider for action assigning the Galveston Long-Term Community Recovery Galveston Tourism Master Plan" Project to the Galveston Park Board of Trustees and the Convention and Visitors Bureau.

- U. Consider for action assigning the Galveston Long-Term Community Recovery "Seawall Boulevard Enhancement Strategy" Project to the Galveston Park Board of Trustees.
- V. Consider for action assigning the Galveston Long-Term Community Recovery "Downtown Redevelopment Plan" to the Historic Downtown Galveston Partnership.
- W. Consider for action assigning the Galveston Long-Term Community Recovery Galveston Port Improvement Project" to the Galveston Economic Development Partnership and the Port of Galveston.
- X. Consider for action assigning the Galveston Long-Term Community Recovery "Casino Gambling Feasibility Study" Project to the Galveston Chamber of Commerce.

**MPT Weber moved approval. Second by CM Colbert. After discussion, MPT Weber amended his motion to state the "Casino Gambling Feasibility Study" Project be assigned to the Long Term Recovery Committee. CM Colbert agreed to the amendment. Vote: In Favor: MPT Weber, CM Mahoney, CM Colbert, Mayor Thomas, CM Woods. Opposed: CM Beeton, CM Fenewald. Motion approved.**

- Y. Consider for action assigning the Galveston Long-Term Community Recovery "Galveston Island Ecosystem Restoration from the Gulf to the Bay" Project to the Artist Boat.
- Z. Consider for action assigning the Galveston Long-Term Community Recovery "Protecting Island Resources: Part C, (requesting a comprehensive cumulative environmental impact study)" Project to the United States Army Corp of Engineers.

**Motion to approve by MPT Weber. Second by CM Woods. Vote: In Favor: CM Beeton, MPT Weber, Mayor Thomas, CM Fennewald, CM Woods. Abstaining: CM Colbert. CM Mahoney was out of the room and did not vote. Motion carried.**

- AA Consider for action assigning the Galveston Long-Term Community Recovery "Saving Faces in the Strand and Mechanic Historic District: Cast Iron Façade restoration Grant Program" Project to the Galveston Historic Foundation.
- BB. Consider for action assigning the Galveston Long-Term Community Recovery "Galveston Island Historic District" Project to the Galveston Historic Foundation.
- CC. Consider for action assigning the Galveston Long-Term Community Recovery "Galveston Historic Foundation/Galveston Housing Authority Preservation Partnership" Project to the Galveston Historic Foundation and the Galveston Housing Authority.
- DD. Consider for action assigning the Galveston Long-Term Community Recovery "Galveston Center for Historical Foundation" Project to the Galveston Historical Foundation.

- EE. Consider for action assigning the Galveston Long-Term Community Recovery "Neighborhood Learning Center" Project to the Galveston Independent School District.
- FF. Consider for action assigning the Galveston Long-Term Community Recovery "UTMB Public Information Campaign-"Here for the Health of Texas" Project to UTMB.
- GG. Consider for action assigning the Galveston Long-Term Community Recovery "Galveston Vocational/Technical Center" Project to Galveston College.
- HH. Consider for action assigning the Galveston Long-Term Community Recovery "Health Needs Assessment" Project to UTMB.
- II. Consider for action assigning the Galveston Long-Term Community Recovery "The Galveston Promise" Project to P-16.
- JJ. Consider for action assigning the Galveston Long-Term Community Recovery "Ike Dike" Project to Galveston County.

**Motion to approve by MPT Weber. Second by CM Woods.**

**After discussion, CM Woods called the question. MPT Weber seconded. Vote: In Favor: CM Woods, CM Mahoney, Mayor Thomas, CM Colbert, MPT Weber, CM Fennewald. Opposed: CM Beeton. Motion to call the question carried.**

**Vote on Main Motion: In Favor: MPT Weber, Mayor Thomas, CM Colbert, CM Woods. Opposed: CM Mahoney, CM Beeton, CM Fennewald. Motion carried.**

- KK. Consider for action requesting the Galveston Community Recovery Committee to plan a one-year anniversary event commemorating Hurricane Ike.

**CM Fennewald moved to approve Action Agenda Items B, C, D, E, G, H, I, J, K, L, O, P and Q. Second by CM Woods. After discussion, CM Fennewald amended the motion to remove Item J from the original motion. Second by CM Woods. Items B, C, D, E, G, H, I, K, L, O, P and Q were unanimously approved by those present. CM Colbert out of the room and did not vote.**

**CM Mahoney moved to approve Action Agenda Items R, S, T, U, V, W, Y, AA, BB, CC, DD, EE, FF, GG, HH, II, and KK. Second by MPT Weber. Unanimously approved by those present. CM Beeton and CM Woods were out of the room and did not vote.**

### **13. MAYOR AND COUNCIL APPOINTMENTS**

Building and Standards Commission

CM Fennewald moved to appoint Robert Reeves to open position and Douglas McLean to Alternate 1. Second by CM Beeton. Unanimously approved.

Planning Commission

CM Woods moved to appoint Terry Conrad to replace Deborah Conrad. Second by CM Beeton. Unanimously approved.

14. N/A

15. EXECUTIVE SESSION  
N/A

16. DISCUSSION ITEMS: DISCUSSION ONLY/NO ACTION TAKEN

A. City Manager

1. Discuss and Receive Update regarding Hurricane Ike Disaster Emergency Response and Recovery
2. Discuss Galveston Housing Authority's Plan for Reconstruction of 569 Public Housing Units
3. Discuss FEMA reimbursement levels for categories A through G
4. Discuss process/procedure for requesting City funding for various long term recovery projects
5. Discuss Long Term Recovery Committee future activities
6. Discuss Center Point Ike related adjustment fee.

B. City Council

1. Receive update related to Patton Boggs LLP assistance in connection with identifying opportunities in the Federal Stimulus legislation and the application process to obtain funding. (Mahoney/Beeton)
2. Receive update from Code Enforcement on the old Falstaff Building. (Woods/Colbert)

17. ADJOURNMENT

There being no further business to come before the assembly, the meeting was adjourned at 11:37 p.m.